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4 TRI HUU HUYNH,  
5 Plaintiff,

6 v.  
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8 CALIFORNIA DEPARTMENT OF  
9 CORRECTIONS AND  
10 REHABILITATION (CDCR), et al.,  
11 Defendants.

12 Case No. [18-cv-05670-RS](#) (PR)

13 **ORDER OF DISMISSAL**

14 Plaintiff has not filed an amended complaint by the deadline. Accordingly, this  
15 federal civil rights action is DISMISSED (without prejudice) for failing to comply with the  
16 Court's order and for failing to prosecute, *see* Federal Rule of Civil Procedure 41(b).  
17 Because this dismissal is without prejudice, plaintiff may move to reopen. Any such  
18 motion must (1) have the words MOTION TO REOPEN written on the first page, and  
19 (2) contain an amended complaint that complies in all respects with the instructions in the  
20 order dismissing the prior complaint with leave to amend. The Clerk shall enter judgment  
21 in favor of defendants, and close the file.

22 **IT IS SO ORDERED.**

23 **Dated:** July 23, 2024

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RICHARD SEEBORG  
Chief United States District Judge